

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

YVONNE CRENSHAW,

Plaintiff,

Case No. 07-13411

v.

Honorable John Corbett O'Meara

COLLECTO, INC.; ASSET ACCEPTANCE,  
L.L.C.; MIDLAND CREDIT  
MANAGEMENT, INC.; MERCHANTS &  
MEDICAL CREDIT CORPORATION, INC.;  
THE HAYMAN COMPANY; and MHT  
HOUSING III, INC.,

Defendants.

---

**ORDER OF PARTIAL DISMISSAL**

Plaintiff Yvonne Crenshaw filed a twenty-seven (27) count complaint against six companies on August 15, 2007. Nine counts alleges violations of federal law, specifically 15 U.S.C. §§ 1692a(6) and 1681s-2(b). The remaining counts allege negligence, negligence *per se*, and intentional infliction of emotional distress, as well as violations of Michigan Collection Practices Act. Plaintiff also seeks declaratory and injunctive relief under Michigan common law.

While the claims alleging violations of federal law are cognizable in this court pursuant to 28 U.S.C. § 1331, all the remaining allegations in the complaint present claims based on state law. The parties to this matter are not diverse. Therefore, this court declines to exercise pendent jurisdiction over the state claims. See United Mine Workers v. Gibbs, 383 U.S. 715 (1966); 28 U.S.C. § 1367(c).

Accordingly, it is hereby **ORDERED** that Counts XII, XIII, XIV, XV, XVII, XVIII, XIV, XX, XXII, XXIII, XXIV, XXV, XXVI, and XXVII are **DISMISSED**.<sup>1</sup>

s/John Corbett O'Meara  
United States District Judge

Dated: October 5, 2007

I hereby certify that a copy of the foregoing document was served upon the parties of record on this date, October 5, 2007, by electronic and/or ordinary mail.

s/William Barkholz  
Case Manager

---

<sup>1</sup>The court notes that Plaintiff filed an order of voluntary dismissal regarding defendant Collecto only on October 1, 2007, thereby also dismissing Counts VI, VIII, VIII, IX, and X.